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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

DANIEL W. KINARD,

Petitioner,

v.

TERRY O'BRIEN,

Respondent.

Case No. 7:07-cv-00601

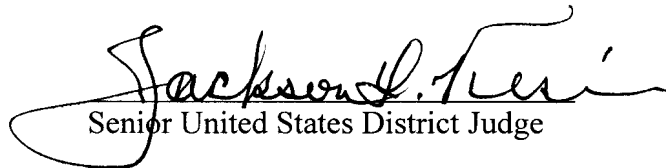
ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby **ORDERED** and **ADJUDGED** that respondent's motion for summary judgment is **GRANTED**; the above referenced petition, pursuant to 28 U.S.C. § 2241, is **DISMISSED**; and this action is **STRICKEN** from the active docket of this court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to counsel of record for respondent and to petitioner.

ENTER: This 16th day of May, 2008.


Senior United States District Judge